

## **MINUTES**

### **MONTANA HOUSE OF REPRESENTATIVES 58th LEGISLATURE - REGULAR SESSION**

#### **COMMITTEE ON TAXATION**

**Call to Order:** By **CHAIRMAN DANIEL FUCHS**, on March 28, 2003 at 8:00 A.M., in Room 152 Capitol.

#### **ROLL CALL**

**Members Present:**

Rep. Daniel Fuchs, Chairman (R)  
Rep. Ronald Devlin, Vice Chairman (R)  
Rep. Ron Erickson, Vice Chairman (D)  
Rep. Joan Andersen (R)  
Rep. Joe Balyeat (R)  
Rep. Gary Branae (D)  
Rep. Eileen J. Carney (D)  
Rep. Jill Cohenour (D)  
Rep. Larry Cyr (D)  
Rep. Gary Forrester (D)  
Rep. Kim Gillan (D)  
Rep. Verdell Jackson (R)  
Rep. Bob Lake (R)  
Rep. Carol Lambert (R)  
Rep. Jesse Laslovich (D)  
Rep. Jim Peterson (R)  
Rep. John (Jack) W. Ross (R)  
Rep. Karl Waitschies (R)

**Members Excused:** None.

**Members Absent:** None.

**Staff Present:** Kathleen Ely, Committee Secretary  
Jeff Martin, Legislative Branch

**Video-taped Committee:** These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. A video-taped recording of the meeting is available from the Montana Historical Society. THE TIME STAMP REPRESENTS ELAPSED TIME.

**Committee Business Summary:**

Hearing & Date Posted: HB 216, 3/6/2003; HB 760, 3/25/2003  
Executive Action: HB 757, DO PASS AS AMENDED, 13-5

**HEARING ON HB 760**

**Opening Statement by Sponsor:**

02:00 REP. DOWELL, HD 78 -- Short Title: Montana student  
citizen scholarships.

**EXHIBIT (tah66a01)**

**EXHIBIT (tah66a02)**

**Proponents' Testimony:**

08:00 Sara Cobler, Associated Students of Montana State  
University

15:00 Patrick Lopach

17:00 Bridget Neils

17:00 Baylee Lynn Oligmiller

17:00 Ali Solheim

17:00 Tyler Wald

19:00 Arlene Hannawalt, Montana Guaranteed Student Loan  
Program

**EXHIBIT (tah66a03)**

**EXHIBIT (tah66a04)**

23:00 Cathy Conover, Montana State University

**EXHIBIT (tah66a05)**

25:00 Victoria Glass, Helena College of Technology

27:00 Kelsie Eggensperger, Student

28:00 Dr. Tom Trebon, President, Carroll College

31:00 Tim McCauley, United Way Helena

32:00 David Olsen, Montana State University student

32:00 Bill Johnston, Montana University System

32:00 Bob Vogel, MBBA

33:00 Will Hammerquist, Associate Students of the University  
of Montana

33:00 Erik Burke, MEA-MFT

**Opponents' Testimony:**

33:00 Elaine Sliter, Montana Soft Drink Association

**EXHIBIT (tah66a06)**

**EXHIBIT (tah66a07)**

**EXHIBIT (tah66a08)**

42:00 Carl Lehrkind III, Soft Drink Distributor

44:00 Steve Wait, Kraft Foods

46:00 Jim Bennett, Harrington Bottling Company, Pepsi-Cola,  
Butte

51:00 Brad Griffin, Montana Restaurant Association

52:00 Bill Stevens, Montana Food Distributors Association

53:00 Todd Delaney, Great Falls Coca Cola  
53:00 Steve Damron, Coca Cola  
54:00 Bill Dimitch, Coca Cola  
54:00 Cathy Ekness, Arby's  
54:00 Webb Brown, Montana Chamber of Commerce

**Informational Testimony:** None.

**Questions from Committee Members and Responses:**

55:00

**Closing by Sponsor:**

1:37:00

**HEARING ON HB 216**

**Opening Statement by Sponsor:**

1:46:00 **REP. MCKENNEY, HD 49 -- Short Title:** Tax credit for health insurance premiums.

**EXHIBIT (tah66a09)**

**Proponents' Testimony:**

1:53:00 John Morrison, State Auditor, Insurance Commissioner  
1:57:00 Jean Branscur, Health Policy Advisor, Office of the Governor  
2:00:00 Tonya Ask, Blue Cross/Blue Shield of Montana

**EXHIBIT (tah66a10)**

**EXHIBIT (tah66a11)**

2:06:00 Frank Cote, Health Care Association of America  
2:07:00 Tom Clinch, Montana School Services Board  
2:07:00 Brad Griffin, Montana Retailers, Montana Restaurant Owners  
2:08:00 Riley Johnson, National Federation of Independent Businesses

**EXHIBIT (tah66a12)**

2:08:00 Cathy Burwell  
2:09:00 Don Allen, Montana Insurance Administrators  
2:09:00 Dennis Iverson, Montana Contractors Association  
2:10:00 Tom Ebzery, St. Vincent's Hospital, St. James Hospital  
2:10:00 Sami Butler, Montana Nurses Association  
2:11:00 Margaret Morgan, Independent Electrical Contractors  
2:11:00 Barry "Spook" Stang, Montana Motor Carriers Association  
2:12:00 Webb Brown, Montana Chamber of Commerce  
2:12:00 Bill Stevens, Montana Food Distributors Association

**Opponents' Testimony:** None.

**Informational Testimony:**

2:13:00 Jim McKuen

Questions from Committee Members and Responses:

2:13:00

Closing by Sponsor:

2:29:00

10:30 a.m. Break

10:38 a.m. Resume

EXECUTIVE ACTION ON HB 757

Motion: REP. CYR moved that HB 757 DO PASS.

Motion: REP. CYR moved that HB 757 BE AMENDED.

**EXHIBIT** (tah66a13)

**EXHIBIT** (tah66a14)

Discussion:

2:46:00

Vote: Motion carried unanimously 18-0 by voice vote.

Motion: REP. CYR moved that HB 757 DO PASS AS AMENDED.

Motion: REP. CYR moved that HB 757 BE AMENDED.

**EXHIBIT** (tah66a15)

Discussion:

2:57:00

Vote: Motion carried unanimously 18-0 by voice vote.

Motion: REP. CYR moved that HB 757 DO PASS AS AMENDED.

Motion: REP. FUCHS moved that HB 757 BE AMENDED.

**EXHIBIT** (tah66a16)

Discussion:

3:03:00

Vote: Motion carried unanimously 18-0 by voice vote.

Motion: REP. CYR moved that HB 757 DO PASS AS AMENDED.

Motion: REP. CARNEY moved that HB 757 BE AMENDED.

**EXHIBIT** (tah66a17)

Discussion:

3:09:00

Vote: Motion failed 4-14 with REPS. CARNEY, ERICKSON, FUCHS, and WAITSCHIES voting aye.

Motion: REP. CYR moved that HB 757 DO PASS AS AMENDED.

Motion: REP. JACKSON moved that HB 757 BE AMENDED.

**EXHIBIT**(tah66a18)

Discussion:

3:17:00

Vote: Motion carried unanimously 18-0 by voice vote.

Motion: REP. CYR moved that HB 757 DO PASS AS AMENDED.

Motion: REP. FUCHS moved that HB 757 BE AMENDED.

**EXHIBIT**(tah66a19)

Discussion:

3:23:00

Vote: Motion carried 15-3 with REPS. CARNEY, COHENOUR, and ERICKSON voting no by voice vote.

Motion: REP. CYR moved that HB 757 DO PASS AS AMENDED.

Motion: REP. FUCHS moved that HB 757 BE AMENDED.

**EXHIBIT**(tah66a20)

Discussion:

3:30:00

Vote: Motion carried 12-6 with REPS. ANDERSEN, BRANAE, CARNEY, COHENOUR, ERICKSON, and FORRESTER voting no by roll call vote.

Motion: REP. CYR moved that HB 757 DO PASS AS AMENDED.

Motion/Vote:: REP. LAMBERT moved that HB 757 BE AMENDED CONCEPTUALLY. Motion carried unanimously 18-0 by voice vote.

Motion: REP. CYR moved that HB 757 DO PASS AS AMENDED.

**Discussion:**

3:38:00

**Vote:** Motion carried 13-5 with REPS. ANDERSEN, BALLYEAT, GILLAN, JACKSON, and WAITSCHIES voting no by roll call vote.

**ADJOURNMENT**

Adjournment: 11:58 A.M.

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REP. DANIEL FUCHS, Chairman

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KATHLEEN ELY, Secretary

DF/KE

**EXHIBIT** (tah66aad)